

REMARKS

This application has been carefully reviewed in light of the Office Action dated March 29, 2010. Claims 33 to 38 are in the application, of which Claims 33, 37 and 38 are independent. Reconsideration and further examination are respectfully requested.

The formal objection lodged against Page 7 of the specification has been attended to by Amendment, as shown above.

Claims 30 to 32 were rejected under 35 U.S. C. §101 as allegedly being directed to non-statutory subject matter. As shown above, Claims 30 to 32 have been canceled without prejudice or disclaimer of subject matter, and without conceding the correctness of the rejection under §101. In particular, it is noted that new Claim 38 uses language somewhat similar to that of rejected Claims 30 to 32. Accordingly, the rejection is respectfully traversed, as explained in more detail below.

As a premise for the rejection, the Office Action indicated that

“ a computer-readable storage medium can possibly be a transitory medium or a non-transitory medium”.

The premise is respectfully rejected as faulty. According to the claim language, the claim computer-readable storage medium has a function of “storing” a computer-executable program. It is respectfully submitted that a transitory medium does not share such a function. Accordingly, the premise of the rejection is faulty, and the rejection must be withdrawn.

If, however, the Office enters a rejection of Claims 38 on grounds that are similar to those above, the Office is respectfully requested to cite to technological authority

for its premise that a transitory medium shares the claimed functionality of "storing" a computer-executable program.

Claims 24 to 32 were rejected under 35 U.S.C. § 103 (a) over U.S. Patent 5,361,332 (Yoshida) in view of U.S. Patent 6,148,346 (Hanson) and U.S. Publication No. 2003/0002063 (Oomura). As shown above, Claims 24 to 32 have been canceled and new Claims 33 to 38 substituted therefor. Cancellation is without prejudice or disclaimer of subject matter, and without conceding the correctness of the rejection, which is respectfully traversed as explained in greater detail below.

The claims are directed to the download of a pattern of a designated font. One problem identified by the Applicant herein is that a printer might not have a code system that supports the designated font. Thus, according to the claims, in response to a determination that the code system of the designated font is not included in a list of code systems supported by the printer, there is a display of the list of code systems supported by the printer, followed by a selection of a code system in accordance with a user selection. The pattern of the designated font is downloaded, and a code is assigned to the pattern of the designated response, wherein the assigned code corresponds to the selected code system.

The art applied against now-canceled claims 24 to 32 is not seen to disclose or suggest the arrangement set out in the claims herein, and in particular is not seen to disclose or suggest the display of a list of code systems supported by a printer responsive to a determination that the code system of a designated font is not included in the list of code systems supported by the printer, the selection of a code system from the displayed list of

the code systems in accordance with a user selection, and the assignment of a code corresponding to the selected code system to the pattern of the designated font.

In entering the rejection, the Office Action concedes that Yoshida is deficient in many of these aspects. Reliance was placed on Hanson and Oomura, but Applicant resentfully submits that such reliance is misplaced.

With respect to Hanson, Hanson displays a list of installed fonts at 81b. Hanson's list of installed fonts, however, is not seen to correspond to the claimed list of code systems supported by a printer. Moreover, it is understood that Hanson's list of installed fonts is displayed whenever font management button 81 is depressed. Thus, Hanson's list of installed fonts is not displayed "responsive to a determination that the code system of a designated font is not included in a list of code systems supported by a printer."

Oomura is likewise not seen to disclose or to suggest such a display, or to disclose that the display of a list of code systems is responsive to the determination set out in the claims herein.

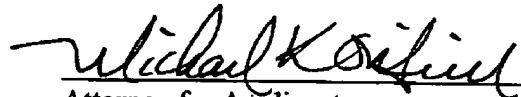
Furthermore, none of Yoshida, Hanson or Oomura are seen to disclose or to suggest accepting of a selection of a code system from a displayed list of code systems, or assigning a code corresponding to the selected code system to the pattern of the designated font.

In particular, and in accordance with Applicant's understanding of the applied art, there is nothing in the applied art that would have disclosed or suggested assigning a code corresponding to a selected code system to a pattern of a designated font.

It is therefore respectfully submitted that the claims herein define subject matter that would not have been obvious to those of ordinary skill at the time of the invention, and allowance is respectfully requested.

Applicant's undersigned attorney may be reached in our Costa Mesa, California Office at (714) 540-8700. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,



Attorney for Applicant

Michael K. O'Neill

Registration No.: 32,622

FITZPATRICK, CELLA, HARPER & SCINTO  
1290 Avenue of the Americas  
New York, New York 10104-3800  
Facsimile: (212) 218-2200

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